

**REMARKS**

Claims 1, 2, 4, 6-8, 10, 11, 13-16, and 19 are pending in the application; the status of the claims is as follows:

Claims 1, 2, 4, 6-8, 10, 11, 13-16, and 19 are rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent Publication No. 2003/0107776 A1 to Maeda ("Maeda").

Claim 12 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Maeda in view of U.S. Patent 6,005,677 to Suzuki et al ("Suzuki").

Claims 1, 6, 11, 13, 14 and 16 have been amended, and new claims 20-23 have been added, to more particularly point out and distinctly claim the subject matter of the invention. These changes do not introduce any new matter.

**35 U.S.C. § 102(e) Rejection**

The rejection of claims 1, 2, 4, 6-8, 10, 11, 13-16, and 19 under 35 U.S.C. § 102(e) as being anticipated by Maeda, is respectfully traversed based on the following.

Claim 1 has been amended to recite, *inter alia*, "a recording unit for recording the address data received by the receiving unit without updating previously recorded address data corresponding to the specified transmission destination" and "a controller adapted to prevent use of the recorded received address data until authorized responsive to a user input." Support for this amendment may be found, for example, at page 15, line 1 to page 16, line 14. It is respectfully submitted that this feature of claim 1 is not disclosed, taught, or otherwise suggested by Maeda. Therefore, claim 1 distinguishes over Maeda.

Claims 2, 10, 11, and 13 depend from claim 1 and, therefore, distinguish over Maeda for at least the same reasons provided above in respect of claim 1. Claim 4 has been cancelled.

Claim 6 has been amended to recite, *inter alia*, “a recording unit for recording the address data received by the receiving unit without updating previously recorded address data corresponding to the specified transmission destination” and “a controller adapted to prevent use of the recorded received address data until authorized responsive to a user input.” Support for the amendment is found at page 15, line 1 to page 16, line 14 of the specification. As provided above in respect of claim 1, it is respectfully submitted that these elements of claim 6 are not disclosed, taught, or suggested by Maeda. Therefore, claim 6 distinguishes over Maeda.

Claim 7 depends from claim 6 and, therefore, distinguish over Maeda for at least the same reasons provided above in respect of claim 6. Claim 8 has been cancelled

Claim 14 has been amended to recite, *inter alia*, “storing the received address data in a memory without updating previously recorded address data corresponding to the specified transmission destination; prohibiting use of the recorded received address data; and permitting use of the recorded received address data responsive to a user input” Support for the amendment is found at page 15, line 1 to page 16, line 14 of the specification. As provided above in respect of claim 1, it is respectfully submitted that these elements of claim 14 are not disclosed, taught, or suggested by Maeda. Therefore, claim 14 distinguishes over Maeda.

Claim 15 depends from claim 14 and, therefore, distinguishes over Maeda for at least the same reasons provided above in respect of claim 14.

Claim 16 has been amended to recite, *inter alia*, “a controller adapted to prevent use of the recorded received address data until authorized responsive to a user input.” Support for the amendment is found at page 15, line 1 to page 16, line 14 of the specification. As provided above in respect of claim 1, it is respectfully submitted that this element of claim 16 is not disclosed by Maeda. Therefore, claim 16 distinguishes over Maeda.

Claim 19 depends from claim 16 and, therefore, distinguishes over Maeda for at least the same reasons provided above in respect of claim 16.

Accordingly, it is respectfully requested that the rejection of claims 1, 2, 4, 6-8, 10, 11, 13-16, and 19 under 35 U.S.C. § 102(e) as being anticipated by Maeda, be reconsidered and withdrawn.

**35 U.S.C. § 103(a) Rejection**

The rejection of claim 12 under 35 U.S.C. § 103(a), as being unpatentable over Maeda in view of Suzuki, is respectfully traversed based on the following.

Claim 12 depends from claim 1 and, therefore, requires that the data communication apparatus include “a recording unit for recording the address data received by the receiving unit without updating previously recorded address data corresponding to the specified transmission destination” and “a controller adapted to prevent use of the recorded received address data until authorized responsive to a user input.” As provided above in respect of claim 1, it is respectfully submitted that this element of claim 12 is not disclosed by Maeda. More over, Suzuki also fails to disclose this feature of claim 12. Therefore, claim 12 cannot be rendered obvious by the combination of Maeda and Suzuki.

Accordingly, it is respectfully requested that the rejection of claim 12 under 35 U.S.C. § 103(a) as being unpatentable over Maeda in view of Suzuki, be reconsidered and withdrawn.

**New Claims**

Claims 21 and 22 depend from claim 1. It is respectfully submitted, therefore, that claims 21 and 22 distinguish over the art of record for at least the same reasons as provided above in respect of claim 1.

Claim 23 recites, *inter alia*, “a controller adapted to cause the transmission unit to transmit the plurality of its own address data regardless of which one of the plurality of communication lines is being used for transmission.” Support for claim 23 may be found in Figs. 6 and 8 which show, respectively, the addresses being transmitted over a telephone connection and a network connection. That is, the data communication apparatus transmits the address data regardless of whether the communication is occurring via telephone lines or the Internet. In contrast, Maeda discloses that telephone and Internet address data are transmitted during a G3 facsimile transmission, i.e., over a telephone line, but during an Internet facsimile transmission only the Internet address data are transmitted. Compare Figs. 7 and 10. Suzuki also fails to disclose this feature of claim 23. Therefore, it is respectfully submitted that claim 23 distinguishes over Maeda and Suzuki, both singly and in combination.

### **CONCLUSION**

Wherefore, in view of the foregoing amendments and remarks, this application is considered to be in condition for allowance, and an early reconsideration and a Notice of Allowance are earnestly solicited.

This Amendment increases the number of independent claims by 1 from 4 to 5 and increases the total number of claims by 1 from 14 to 15 (20 claims previously paid for), but does not present any multiple dependency claims. Accordingly, a Response Transmittal and Fee Authorization form authorizing the amount of \$200.00 to be charged to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260 is enclosed herewith in duplicate. However, if the Response Transmittal and Fee Authorization form is missing, insufficient, or otherwise inadequate, or if a fee, other than the issue fee, is required during the pendency of this application, please charge such fee to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260.

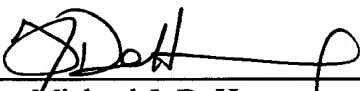
If an extension of time is required to enable this document to be timely filed and there is no separate Petition for Extension of Time filed herewith, this document is to be

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Amendment dated April 11, 2005  
Reply to Office Action of January 13, 2005

construed as also constituting a Petition for Extension of Time Under 37 C.F.R. § 1.136(a) for a period of time sufficient to enable this document to be timely filed.

Any other fee required for such Petition for Extension of Time and any other fee required by this document pursuant to 37 C.F.R. §§ 1.16 and 1.17, other than the issue fee, and not submitted herewith should be charged to Sidley Austin Brown & Wood LLP's Deposit Account No. 18-1260. Any refund should be credited to the same account.

Respectfully submitted,

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April 11, 2005